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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 TRYIN J. WORMLEY,

12 Petitioner,

No. CIV S-08-1673 CMK P

13 vs.

14 THE STATE OF CALIFORNIA,

15 Respondent.

ORDER

16 _____/
17 Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of
18 habeas corpus pursuant to 28 U.S.C. § 2254, together with a request to proceed in forma
19 pauperis. This court will not rule on petitioner's request to proceed in forma pauperis.

20 Petitioner is presently incarcerated at California Correctional Institution in
21 Techachapi. He is serving a sentence for a conviction rendered by the San Bernardino County
22 Superior Court.

23 The general rule with regard to habeas applications is that both the United States
24 District Court in the district where petitioner was convicted and the District Court where
25 petitioner is incarcerated have jurisdiction over the claims. See Braden v. 30th Judicial Circuit
26 Court, 410 U.S. 484 (1973). In the instant case, both petitioner's conviction and his place of

1 incarceration occurred in an area covered by the District Court for the Central District of
2 California.

3 Accordingly, in the furtherance of justice, IT IS HEREBY ORDERED that:

4 1. This court has not ruled on petitioner's request to proceed in forma
5 pauperis; and

6 2. This matter is transferred to the United States District Court for the
7 Central District of California. .

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9 DATED: August 6, 2008

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11 **CRAIG M. KELLISON**
12 UNITED STATES MAGISTRATE JUDGE
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